

FILED

2018 APR 11 PM 3:21

CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

1 ELIZABETH A. STRANGE
First Assistant United States Attorney
2 District of Arizona
ROSALEEN T. O'GARA
3 Assistant U.S. Attorney
State Bar No. 029512
4 United States Courthouse
405 W. Congress Street, Suite 4800
5 Tucson, Arizona 85701
Telephone: 520-620-7300
6 Email: rosaleen.ogara@usdoj.gov
Attorneys for Plaintiff

7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE DISTRICT OF ARIZONA

9
10 United States of America,

11 Plaintiff,

12 vs.

13 Douglas Clay Moulton,

14 Defendant.
15

CR18- 596TUC RCC(BPN)

MOTION TO SEAL
INDICTMENT

(UNDER SEAL)

16 Now comes the United States of America, by and through its attorneys undersigned,
17 and moves this Court for an order sealing the Indictment, this Motion to Seal, and the Order
18 to Seal herein for the reason that the defendant is a fugitive. The Indictment, this Motion
19 to Seal and the Order to Seal are to remain sealed until further order of this Court.

20 Respectfully submitted this 11th day of April, 2018.

21 ELIZABETH A. STRANGE
22 First Assistant United States Attorney
23 District of Arizona

24 
25 ROSALEEN T. O'GARA
26 Assistant U.S. Attorney
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FILED

2018 APR 11 PM 3: 21

CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

CR 18 - 596 TUC RCC(BPV)

United States of America,

Plaintiff,

vs.

Douglas Clay Moulton,


Defendant.

ORDER TO SEAL
INDICTMENT

(UNDER SEAL)

IT IS HEREBY ORDERED that the Indictment, the Motion to Seal and this Order to Seal herein be sealed and shall remain sealed until further order of this Court.

DATED this 11 day of April, 2018.


United States Magistrate Judge

cc: Anna

ELIZABETH A. STRANGE
First Assistant United States Attorney
District of Arizona
ROSALEEN O'GARA
Assistant U.S. Attorney
State Bar No. 029512
United States Courthouse
405 W. Congress Street, Suite 4800
Tucson, Arizona 85701
Telephone: 520-620-7300
Email: rosaleen.ogara@usdoj.gov
Attorneys for Plaintiff

FILED

2018 APR 11 PM 3:26

CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

CR 18- 596TUC *RC (BPV)*

United States of America,

Plaintiff,

vs.

Douglas Clay Moulton,

Defendant.

INDICTMENT

Count 1: 18 U.S.C. § 1361
(Destruction of Government Property)

Count 2: 49 U.S.C. § 46317
(Operating an Aircraft without a License)

SEALED

THE GRAND JURY CHARGES:

COUNT 1

18 USC § 1361 - Destruction of Government Property

Beginning at a time unknown to on or about October 24, 2017, at or near Ironwood National Monument, in the District of Arizona, Defendant, Douglas Moulton, did willfully injure and commit a depredation against property of the United States, to wit: he did construct an airstrip on federal land, thereby excavating, removing, damaging, and otherwise altering and defacing an archaeological resource from public land, namely Ironwood National Monument, resulting in damage to archaeological resources in the amount of \$92,983 and damage to environmental resources in the amount of \$2,690, all in violation of Title 18, United States Code, Section 1361.

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COUNT 2

49 U.S.C. § 46317 - Operating an Aircraft without a License

Beginning at a time unknown to on or about October 24, 2017, at or near Ironwood National Monument, in the District of Arizona, Defendant, Douglas Moulton, did knowingly and willfully serve and attempt to serve in any capacity as an airman operating an aircraft in air transportation without an airman's certificate authorizing such; all in violation of Title 49, United States Code, Section 46317.

A TRUE BILL

/ S /

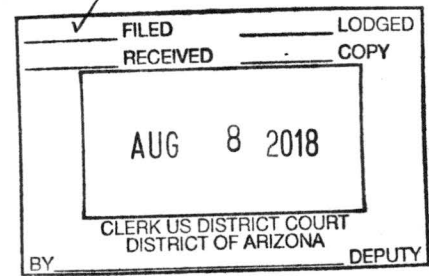
Presiding Juror

ELIZABETH A. STRANGE
First Assistant United States Attorney
District of Arizona

/ S /

Assistant U.S. Attorney

REDACTED FOR
PUBLIC DISCLOSURE



1 ELIZABETH A. STRANGE
2 First Assistant United States Attorney
3 District of Arizona
4 HEATHER N. SIEGELE
5 Assistant U.S. Attorney
6 State Bar No. 023996
7 United States Courthouse
8 405 W. Congress Street, Suite 4800
9 Tucson, Arizona 85701
10 Telephone: 520-620-7300
11 Email: heather.siegele@usdoj.gov
12 Attorneys for Plaintiff

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14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE DISTRICT OF ARIZONA

16 United States of America,
17
18 Plaintiff,
19
20 vs.
21 Douglas Clay Moulton,
22
23 Defendant.

CR 18-00596-TUC-RCC (BPV)

NOTICE OF APPEARANCE
OF GOVERNMENT COUNSEL

(UNDER SEAL)

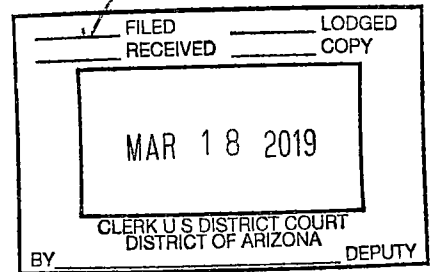
24 The United States of America, by and through its undersigned attorneys, gives
25 notice that HEATHER N. SIEGELE files her appearance as counsel for the United States
26 of America in the above-captioned matter, as co-counsel to lead counsel ROSALEEN T.
27 O'GARA.

28 Respectfully submitted this 8th day of August, 2018.

ELIZABETH A. STRANGE
First Assistant United States Attorney
District of Arizona


HEATHER N. SIEGELE
Assistant U.S. Attorney

1 ELIZABETH A. STRANGE
2 First Assistant United States Attorney
3 District of Arizona
4 TIFFANY J. UNDERWOOD
5 Assistant U.S. Attorney
6 United States Courthouse
405 W. Congress Street, Suite 4800
Tucson, Arizona 85701
Telephone: 520-620-7300
Email: tiffany.underwood@usdoj.gov
Attorneys for Plaintiff



7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE DISTRICT OF ARIZONA


9 United States of America,
10
11 Plaintiff,
12
13 vs.
14 Douglas Clay Moulton,
Defendant.

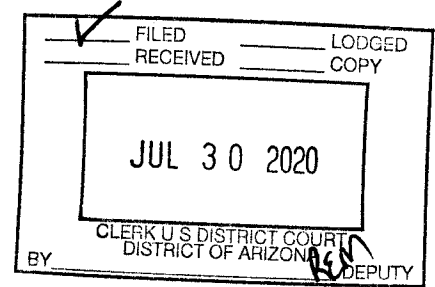
CR 18-00596-TUC-RCC (BPV)
NOTICE OF SUBSTITUTION
OF GOVERNMENT COUNSEL
(UNDER SEAL)

15 The United States of America, by and through its undersigned attorneys, gives
16 notice that Tiffany J. Underwood files her appearance as Lead counsel for the United States
17 of America in the above-captioned matter, in place of Rosaleen T. O'Gara.

18 Respectfully submitted this 18th day of March, 2019.

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20 ELIZABETH A. STRANGE
21 First Assistant United States Attorney
22 District of Arizona

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25 TIFFANY J. UNDERWOOD
26 Assistant U.S. Attorney
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1 MICHAEL BAILEY
2 United States Attorney
3 District of Arizona
4 TIFFANY J. UNDERWOOD
5 Assistant U.S. Attorney
6 United States Courthouse
7 405 W. Congress Street, Suite 4800
8 Tucson, Arizona 85701
9 Telephone: 520-620-7300
10 Email: tiffany.underwood@usdoj.gov
11 Attorneys for Plaintiff

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,
Plaintiff,

vs.

Douglas Clay Moulton,
aka Kern Lee Burge,
aka Jeffrey Bernard Davis,
aka William Davis,

Defendant.

CR 18-00596-RCC-BPV

GOVERNMENT'S MOTION
TO UNSEAL CASE

(Paper Filed In A Sealed Case
All Defendant Name(s) to Be Made Public)

The United States of America, by and through its undersigned attorneys,
respectfully requests that this Court enter an Order to:

1. Unseal the case.
2. It is the intent of the government to unseal the entire case:
☒ The government is not specifying any documents to remain sealed.
3. Pursuant to the March 2004 Judicial Conference guidance, certain criminal documents shall not be included in the public case file and should not be made available to the public at the courthouse or via remote electronic access: unexecuted summonses or warrants of any kind (e.g., search warrants, arrest warrants); pretrial bail or presentence investigation reports; statements of reasons in the judgment of conviction; juvenile records; documents containing identifying information about jurors or potential jurors; financial

1 affidavits filed in seeking representation pursuant to the Criminal Justice Act; *ex parte*
2 requests for authorization of investigative; and expert or other services pursuant to the
3 Criminal Justice Act. Accordingly, the government requests that documents in those
4 categories remain sealed without further order of the Court.

5 Respectfully submitted this 30th day of July, 2020.

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7 MICHAEL BAILEY
United States Attorney
District of Arizona
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10 *fol* 
TIFFANY J. UNDERWOOD
Assistant U.S. Attorney
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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,

CR 18-00596-RCC-BPV

Plaintiff,

vs.

ORDER

Douglas Clay Moulton,
aka Kern Lee Burge,
aka Jeffrey Bernard Davis,
aka William Davis,

Defendant.

On motion of the United States of America,

IT IS ORDERED that the Clerk shall:

1. Unseal the case.

Dated: _____

United States Magistrate Judge

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,
Plaintiff,

vs.

Douglas Clay Moulton,
aka Kern Lee Burge,
aka Jeffrey Bernard Davis,
aka William Davis,

Defendant.

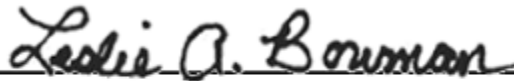
CR-18-00596-TUC-RCC(LAB)

ORDER

This matter having come before the Court on the Motion of the United States of America to unseal this case, [Doc. 10], and good cause appearing,

IT IS ORDERED that the motion is granted, and the referenced case be unsealed for all purposes.

Dated this 31st day of July, 2020.



Honorable Leslie A. Bowman
United States Magistrate Judge